

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4871 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy of the judgement?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?

MINESH KANUBHAI GANDHI

Versus

NIRMALABEN D/O.VITHALDAS AND WIFE OF BACHUBHAI D MUNSHI

Appearance:

MRS KETTY A MEHTA for Petitioners
MS NANDINI JOSHI for Respondent No. 1
Ms. Harsha Devani, AGP for Respondent No. 2
SERVED for Respondent No. 4

CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 10/04/96

ORAL JUDGMENT

A pursis under the signatures of the petitioners Minesh Kanubhai Gandhi and Kanubhai Vithaldas Gandhi and opponent No.1-Nirmalaben and Bhaskarbhai K Patel, Opponent No.4 dated 16/20.2.1996 attested by their

respective Advocates has been produced before this Court. The same is taken on record. It is agreed between the petitioners and opponents No.1 and 4 that they seek permission to withdraw the appeal filed before the Gujarat Revenue Tribunal against the judgment dated 31.3.1993 passed by the Joint Charity Commissioner, Baroda in Application No.36:148:93 and as modified by its order by his order No.1713/94 dated 8.3.1994. Permission to withdraw the appeal is granted. In view of the fact that the appeal is permitted to be withdrawn, the judgment and order dated 10.10.1994 passed by the Gujarat Revenue Tribunal is set aside. This Special Civil Application is accordingly allowed. Rule made absolute to the aforesaid extent and in terms of the pursis dated 16/20.2.1996.

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